



ATTORNEY DOCKET NO.: EMC04-10(04035)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s): James E. Lavalley, Francois Gauvin, Hanna Yehuda,
Kassem Al-Sayed Ali, and Anita M. Stout
Serial No.: 10/814,117
For: METHODS AND APPARATUS FOR MANAGING NETWORK
RESOURCES
Filing Date: March 31, 2004
Examiner: Unassigned
Art Unit: 2171
Conf. No.: 5149

Certificate of Mailing Under 37 C.F.R. §1.8

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: **MAIL STOP MISSING PARTS**, Commissioner for Patents, PO Box 1450, Alexandria, VA 22313-1450 on:

Date: October 12, 2004

By: Gail L. Hardy
(Typed or printed name of person mailing
Document, whose signature appears below)

Signature: 

MAIL STOP MISSING PARTS
Commissioner for Patents
PO Box 1450
Alexandria, VA 22313-1450

RESPONSE TO NOTICE TO FILE MISSING PARTS OF APPLICATION

Sir:

In response to the Notice to File Missing Parts dated June 14, 2004, in connection with the above-identified Application, Applicants enclose an executed

- 2 -

Declaration/Power of Attorney, Copy of executed Assignment, Filing Fees including One-Month Extension Fee, and a surcharge under 37 C.F.R. 1.136(a).

A general authorization is hereby granted to charge deposit account number 50-0901 for any fees required under 37 C.F.R. 1.16 and 1.17, which are not paid by check herewith, in order to maintain pendency of this patent application or for any additional fees that may be due in this matter at this time.

Respectfully submitted,

CHAPIN & HUANG, L.L.C.,



Barry W. Chapin, Esq.
Attorney for Applicants
U.S.P.T.O. Registration No. 39,934
Chapin & Huang, LLC
1700 West Park Drive
Westborough, Massachusetts 01581
Telephone: 508-366-9600
Facsimile: 508-616-9805

Attorney Docket No.: EMC04-10(04035)

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Alexandria, VA 22313-1450

TRANSMITTAL LETTER

Sir:

Enclosed herewith are the following:

- 2 -

- [x] Transmittal Letter (this form, 2 Pages, in duplicate), Total Pages: 4;
[x] Copy of Notice to File Missing Parts of Application; Total Pages: 4;
[x] Response to Notice to File Missing Parts of Application; Total Pages: 2;
[x] Petition for TWO-MONTH EXTENSION of Time, Total Pages: 2;
[x] Executed Declaration and Power of Attorney, Total Pages: 6;
[x] Assignment Recordation Cover Sheet, Total Pages: 1;
[x] Copy of Executed Assignment, Total Pages: 12;
[x] Return Receipt Pre-paid Postcard (in duplicate), Total Postcards: 2;
[x] Authorization to charge Deposit Account No. 50-0901, if required;
[x] Check in the amount of \$ 2,264.00 which includes the following:


For:	Notice To File Missing Parts:
	<u>29</u> Extra Claims @ 18.00 each = \$522.00
	<u>4</u> Extra Ind. Claims @ 88.00 each = \$352.00
	Filing Fee: \$790.00
	Assignment Filing Fee: \$ 40.00
	Surcharge Fee: \$130.00
	Two-Month Extension Fee: \$430.00
Amount:	\$2,264.00

If the enclosed fee is insufficient, the balance may be charged to the account of the undersigned, Deposit Account No. 50-0901.

If the enclosed papers or fees are considered incomplete, the Mail Room and/or the Application Branch is respectfully requested to contact the undersigned collect at (508) 366-9600, in Westborough, Massachusetts.

Respectfully submitted,

CHAPIN & HUANG, L.L.C.,


Barry W. Chapin, Esq.
Attorney for Applicants
U.S.P.T.O. Registration No. 39,934
Chapin & Huang, LLC
1700 West Park Drive
Westborough, Massachusetts 01581
Telephone: 508-366-9600
Facsimile: 508-616-9805

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Dated: October 12, 2004



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office
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APPLICATION NUMBER	FILING OR 371 (c) DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/814,117	03/31/2004	James E. Lavalley	EMC04-10(04035)

022468
CHAPIN & HUANG L.L.C.
WESTBOROUGH OFFICE PARK
1700 WEST PARK DRIVE, SUITE 120
WESTBOROUGH, MA 01581

COPY

CONFIRMATION NO. 5149

FORMALITIES LETTER



OC000000012937166

Date Mailed: 06/14/2004

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

10/15/2004 SDIRETA1 00000082 10814117

01 FC:1001	790.00 OP
02 FC:1051	130.00 OP
03 FC:1202	522.00 OP
04 FC:1201	352.00 OP

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

Items Required To Avoid Abandonment:

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.
Applicant must submit \$ 770 to complete the basic filing fee for a non-small entity. If appropriate, applicant may make a written assertion of entitlement to small entity status and pay the small entity filing fee (37 CFR 1.27).
- The oath or declaration is unsigned.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

The applicant needs to satisfy supplemental fees problems indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

- Additional claim fees of \$866 as a non-small entity, including any required multiple dependent claim fee, are required. Applicant must submit the additional claim fees or cancel the additional claims for which fees are due.

SUMMARY OF FEES DUE:

Total additional fee(s) required for this application is \$1766 for a Large Entity

- \$770 Statutory basic filing fee.
- \$130 Late oath or declaration Surcharge.
- Total additional claim fee(s) for this application is \$866

- \$344 for 4 independent claims over 3.
- \$522 for 29 total claims over 20.

Items Required To Avoid Processing Delays:

The item(s) indicated below are also required and should be submitted with any reply to this notice to avoid processing delays.

- A new oath or declaration, identifying this application number is required. The oath or declaration does not comply with 37 CFR 1.63 in that it:
- does not identify the citizenship of each inventor.

Replies should be mailed to: Mail Stop Missing Parts
Commissioner for Patents
P.O. Box 1450
Alexandria VA 22313-1450

*A copy of this notice **MUST** be returned with the reply.*

Customer Service Center
Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE